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IN THE UNITED STATES DISTRICT COURT, DISTRICT OF UTAH  
CENTRAL DIVISION

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VICTORIA MEECHAM,

Civil No. 2:10CV893CW

Plaintiff,

**NOTICE OF REMOVAL**

Judge Clark Waddoups

vs.

ERIC K. SHINSEKI, Secretary of the  
Department of Veterans Affairs,

Defendant.

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Pursuant to 28 U.S.C. §§1442(a) and (b) and 1446, the United States of America gives notice of removal of the above-entitled action for the reasons set forth below:

1. On or about August 9, 2010, Plaintiff Victoria Meecham filed her “Complaint for Discrimination Due to Reprisal, Discrimination Due to Disability, Harassment, Defamation, ERISA Violations” in the Third Judicial District Court, Salt Lake County, State of Utah, in the case captioned *Mecham v. Shinseki*, Case No. 100916052, in which Secretary Shinseki was named as a defendant. Exhibit A. The Department of Veterans Affairs was served with a Summons on or about August 18, 2010. Exhibit B. The United States Attorney’s Office has never been served with either a summons or the complaint.

2. In the Complaint, Plaintiff seeks damages for alleged acts of discrimination based on retaliation and disability under the Rehabilitation Act (29 U.S.C. § 794) as well as acts of defamation and purported ERISA violations.

3. This action may be removed to this Court pursuant to 28 U.S.C. § 1441(a) and (b), because the United States district courts have original jurisdiction over all of Plaintiff's claims under 28 U.S.C. § 1346(a), (b); 29 U.S.C. §§ 794a, 1132(k); 42 U.S.C. §§ 2000e-16, 2000e-5(f)(3).

DATED this 10th day of September 2010

CARLIE CHRISTENSEN  
United States Attorney

/s/ Jared C. Bennett  
JARED C. BENNETT  
Assistant United States Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the United States Attorney's Office for the District of Utah, and that a copy of the foregoing **NOTICE OF REMOVAL** was mailed, postage prepaid, this 10th day of September 2010 to the following:

JILL COTTLE GARRETT  
Cottle Garrett Law  
1167 24th Street  
Ogden, UT 84401

/s/ Jared C. Bennett